

1 THE HONORABLE RICHARD A. JONES
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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE
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11 UNITED STATES OF AMERICA,
12 vs. Plaintiff,
13 ROMAN SELEZNEV,
14 Defendant.

Case No. CR11-70RAJ

THIRD AMENDED COMPLEX
CASE SCHEDULING ORDER

The Court, having reviewed the record and files in this case and after a consideration of all relevant information and the circumstances of this case, issues this Third Amended Complex Case Scheduling Order.

The parties shall observe the following complex case schedule:

Event	Date Ordered
Status Conference	June 26, 2015 9:00 am
Government to provide discovery under Fed. R. Crim. P. 16(a)(1)(A) – (F) and Local CrR 16(a)(1), with continuing obligation as set forth in Rule 16(c)	Already passed
Deadline for Defendant Roman Seleznev to file <i>pro se</i> Pretrial Motions I (Dismissal, Discovery/Brady, Bill of Particulars, etc.). ¹ Response briefs due December 15, 2015; Reply briefs due December 22, 2015.	December 1, 2015

¹ In this Court's Order Granting Motion for Bifurcated Representation (Dkt. No. 203), this Court ordered Defendant Seleznev to set forth with specificity at a status hearing set for November 9, 2015, the Pretrial Motions I that Defendant intends to file *pro se*. Defendant has identified the following three motions that he intends to file *pro se*: (1) Motion to Dismiss Indictment for Violations of the Grand Jury Clause of the Fifth Amendment (similar to Dkt. No. 177); (2) Motion to Dismiss Indictment for Violations of Rule 6 of the Federal Rule of Criminal Procedure (similar to Dkt. No. 179); and (3) Motion to Dismiss for Prosecutorial Misconduct (similar to Dkt. No. 183).

Event	Date Ordered
Evidentiary Hearing on Defendant's Motion to Dismiss & CIPA Status Conference	December 10-11, 2015
Deadline for Defendant Roman Seleznev to identify Pretrial Motions II (Arising after review of discovery and substantial investigation; Suppression; Severance; Venue) that he intends to file.	December 28, 2015
Government to provide its preliminary exhibit list related to its case in chief	December 30, 2015
Government to provide any additional evidence favorable to the defendant or material to defendant's guilt or punishment, including any agent notes, memoranda, or e-mail containing <i>Brady</i> material	December 30, 2015
Government's preliminary identification of all 404(b) evidence	December 30, 2015
Government to provide its preliminary witness list relevant to its case in chief	December 30, 2015
Government to provide discovery under Rule 16(a)(1)(G) (expert discovery)	December 30, 2015
Deadline for Defendant Roman Seleznev to file Pretrial Motions II (Arising after review of discovery and substantial investigation; Suppression; Severance; Venue). Response briefs due January 25, 2016; Reply briefs due February 1, 2016.	January 4, 2016
Deadline for defense counsel to file Pretrial Motions I (Dismissal, Discovery/Brady, Bill of Particulars, etc.) and Pretrial Motions II (Arising after review of discovery and substantial investigation; Suppression; Severance; Venue). Response briefs due Feb. 8, 2016; Reply briefs due February 15, 2016.	January 19, 2016
Government to produce Jenks Act, Rule 26.2, and <i>Giglio</i> impeachment materials, including information relating to known non-testifying declarants under Fed. R. Evid. 806 (if any)	January 25, 2016

Event	Date Ordered
1 2 3 4 5 Defendant to make preliminary production of discovery under Rule 16(b)(1)(A)-(B) and Local CrR(a)(2), based on current good faith assessment of materials in his possession, with continuing obligation as set forth in Rule 16(c), and without prejudice to subsequent production on March 1, 2016	January 29, 2016
6 7 8 9 10 Status Conference & Hearing on All Motions	February 25, 2016 at 9:00 and February 26, 2016 at 9:00 am
11 12 13 14 15 16 Defendant to provide discovery under Rule 16(b)(1)(A)-(B) and Local CrR 16(a)(2) (with continuing obligation as set forth in Rule 16(c)).	March 1, 2016
17 18 19 20 21 22 23 24 25 Defendant to provide his preliminary exhibit list related to his case-in-chief	March 1, 2016
Status Conference	March 1, 2016
Defendant to provide his preliminary witness list related to his case-in-chief	March 1, 2016
Defendant to provide discovery under Rule 16(b)(1)(C) (expert discovery)	March 1, 2016
Status Conference	March 11, 2016
at 9:00 am	
Government to produce all summary exhibits and underlying data under Fed. R. Evid. 1006; Government to provide rebuttal expert disclosures	March 28, 2016
Government to produce its final witness list and exhibit list related to its case-in-chief and final disclosure of Rule 404(b) evidence	April 1, 2016
Defendant to produce his final witness list and exhibit list related to his case-in-chief	April 8, 2016
Parties to file motions <i>in limine</i> and motions re: 404(b) and inextricably intertwined evidence. Response briefs due 04/22/16; Reply briefs due 04/28/16.	April 11, 2016
Defendant to produce all summary exhibits and underlying data under Fed. R. Evid. 1006; Defense to provide rebuttal expert disclosures	April 18, 2016
Trial Briefs, Proposed Jury Instructions, Voir Dire and Verdict Forms	April 18, 2016

1	Event	Date Ordered
2	Pretrial conference; Hearing on motions <i>in limine</i> (if necessary)	April 29, 2016 at 9:00 am
3	Trial	May 9, 2016 at 9:00 am

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5 DATED this 9th day of November, 2015.

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9 The Honorable Richard A. Jones
 10 United States District Judge

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